



City of Long Beach
Working Together to Serve

R-18
Office of Gerrie Schipske
Councilwoman, Fifth District
Memorandum

Date: June 17, 2008

To: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

From: Councilwoman Gerrie Schipske, Fifth District *GS*
Councilwoman Rae Gabelich, Eighth District *RG*

Subject: **AGENDA ITEM: Request Support of AB 2593**

BACKGROUND

During the last week of May 2008 an Assembly Committee gutted an important part of AB 2593 — a bill to limit the number of sex offenders in a residential facility. The vote also prohibited any debate on the bill. According to LBReport.com, the official position from the Speaker of the Assembly on why this was done was because “law enforcement did not support the amendments.”

The key provisions that were gutted from the bill removed the ability to for a City or County to adopt a local ordinance to include a residential facility that serves six or fewer persons, including a sober living facility, within the definition of 'single family dwelling.'

In light of recent conversations the City Council has had with regards to regulating the placement of registered sex-offenders, it is important for the Council and the Police Department to signal support for AB 2593.

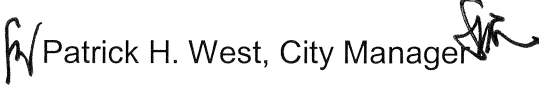
RECOMMENDATION

Request the City Council to support re-instating the previously removed language to Assembly Bill 2593 regarding local control of the placement of registered sex-offenders and communicate this to the author of the legislation and our representatives in Sacramento, and request the City Manager to work with the Police Department to express similar support.



Date: June 20, 2008

To: State Legislation Committee Members

From:  Patrick H. West, City Manager

Subject: **Support for AB 2593: Sex Offenders: Parole**

Attached for your information is a letter addressed to Assemblymember Adams expressing the Long Beach City Council's unanimous support for the restoration of the original language and intent of Assembly Bill (AB) 2593.

The original language and intent of this bill was to provide cities and counties with the ability to adopt local ordinances to include residential facilities that serve six or fewer persons, including sober living facilities, within the definition of "single family dwelling" for the purposes of restricting where registered sex offenders are able to reside. While the April 3, 2008 version of the bill would provide local governments with more control over the placement of registered sex offenders, the current version of the bill omits this language entirely.

For more information, please contact Tom Modica, Manager of Government Affairs, at 8-5091.

cc: Mayor and Members of the City Council
Suzanne Frick, Assistant City Manager
Reginald Harrison, Deputy City Manager
Tony Batts, Chief of Police
Dennis Thys, Director of Community Development
Tom Modica, Manager of Government Affairs
Jyl Marden, City Council Liaison
Mike Arnold and Associates

Attachment
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CITY OF LONG BEACH

OFFICE OF THE CITY MANAGER

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802 • (562) 570-6711 • FAX (562) 570-6583

PATRICK H. WEST
CITY MANAGER

June 20, 2008

The Honorable Anthony Adams
California State Assembly
State Capitol, Room 4015
Sacramento, CA 95814

RE: Support for Original Language and Intent for AB 2593 (Adams) – Sex Offenders: Parole

Dear Assemblymember Adams:

On behalf of the City of Long Beach and the Long Beach City Council, I am writing to convey our staunch support for Assembly Bill (AB) 2593 – Sex Offenders: Parole, **as originally amended on April 3, 2008**. In a strong demonstration of support for this bill, the Long Beach City Council unanimously voted on June 17, 2008 to support the restoration of the original language and intent of AB 2593.

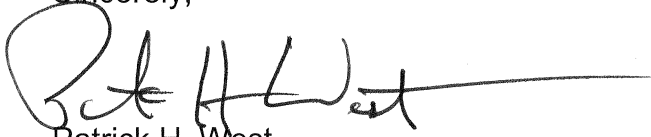
The original language and intent of this bill was to provide cities and counties with the ability to adopt local ordinances to include residential facilities that serve six or fewer persons, including sober living facilities, within the definition of “single family dwelling” for the purposes of restricting where registered sex offenders are able to reside. While the April 3, 2008 version of AB 2583 provides the ability for more local control over the placement of registered sex offenders, the current version of the bill lacks this key language, and thus falls short of providing local governments with the tools needed to address this growing problem within our communities.

The City of Long Beach has experienced first hand the negative impacts that poorly planned placement of registered sex offenders by state law enforcement agencies can have on a local community’s safety and quality of life. Earlier this year, nineteen registered sex offenders were found to be residing within the same multi-family dwelling occupied by young children and located within close proximity to a child daycare center and neighborhood park here in Long Beach.

Long Beach and many other cities across California suffer from an overconcentration of sober living facilities. As long as these facilities only serve six residents or less, they are not currently required to register for city business licenses, state licenses, or obtain conditional use permits. Under current state law, local governments lack the authority to monitor, regulate, and enforce residency requirements at these facilities. As a result, cities and counties, while having no oversight authority over either sober living facilities or the placement of registered sex offenders, are then left to deal with the burdens these two issues place on our residents, communities, and public safety resources.

The City of Long Beach strongly urges you to restore the original language and intent of AB 2593 and provide local governments across the State with the expanded legal authority to create ordinances that eliminate the clustering of registered sex offenders in sober living facilities.

Sincerely,

A handwritten signature in black ink, appearing to read "Patrick H. West", with a long horizontal line extending to the right.

Patrick H. West

City Manager

CC: The Honorable Edward Vincent, State Senate, 25th District
The Honorable Alan Lowenthal, State Senate, 27th District
The Honorable Jenny Oropeza, State Senate, 28th District
The Honorable Mervyn Dymally, State Assembly, 52nd District
The Honorable Betty Karnette, State Assembly, 54th District
The Honorable Warren Furutani, State Assembly, 55th District
Honorable Mayor and Members of the City Council
Anthony Batts, Police Chief



Date: June 13, 2008

To: State Legislation Committee Members

From:  Patrick H. West, City Manager

Subject: **Support for Original Language and Intent for AB 2593 (Adams) – Sex Offenders: Parole**

Attached for your information is a letter addressed to Assemblymember Anthony Adams in support for AB 2593 – Sex Offenders: Parole, as originally amended on April 3, 2008. In this letter the City is requesting that the original bill language be restored. The original language and intent of AB 2593 was to further provide cities and counties with the ability to adopt local ordinances to include residential facilities that serve six or fewer persons, including sober living facilities, within the definition of “single family dwelling” for the purposes of restricting where registered sex offenders are able to reside.

For more information, please contact Tom Modica, Manager of Government Affairs, at 8-5091.

cc: Mayor and Members of the City Council
Suzanne Frick, Assistant City Manager
Reginald Harrison, Deputy City Manager
Tony Batts, Chief of Police
Dennis Thys, Director of Community Development
Tom Modica, Manager of Government Affairs
Jyl Marden, City Council Liaison
Mike Arnold and Associates

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MAYOR BOB FOSTER

CITY OF LONG BEACH

June 9, 2008

The Honorable Anthony Adams
California State Assembly
State Capitol, Room 4015
Sacramento, CA 95814

RE: Support for Original Language and Intent for AB 2593 (Adams) – Sex Offenders: Parole

Dear Assemblymember Adams:

On behalf of the City of Long Beach, I am writing to express our wholehearted support for Assembly Bill (AB) 2593 – Sex Offenders: Parole, **as originally amended on April 3, 2008**. The original language and intent of AB 2593 was to further provide cities and counties with the ability to adopt local ordinances to include residential facilities that serve six or fewer persons, including sober living facilities, within the definition of “single family dwelling” for the purposes of restricting where registered sex offenders are able to reside.

As the fifth largest city in the State and the second largest city in Los Angeles County, the City of Long Beach has experienced first hand the negative impacts that poorly planned placement of registered sex offenders by state law enforcement agencies can have on a local community’s safety and quality of life. Earlier this year, nineteen registered sex offenders were found to be residing within the same multi-family dwelling occupied by young children and located within close proximity to a child daycare center and neighborhood park here in Long Beach.

Long Beach, like many other cities across California, suffers from an overconcentration of sober living facilities. As long as these facilities only serve six residents or less, they are not currently required to register for city business licenses, state licenses, or obtain conditional use permits. Under current state law, local governments lack the authority to monitor, regulate, and enforce residency requirements at these facilities.

I strongly urge you to restore the original language and intent of AB 2593 and provide local governments across the State with the expanded legal authority to create ordinances that eliminate the clustering of registered sex offenders in sober living facilities. The chief priority of cities and counties throughout California has been and always will be

maintaining the safety and well-being of local residents, and the passage of AB 2593, as originally intended, will help us to meet this important goal

Sincerely,

A handwritten signature in black ink, appearing to read "Bob Foster". The signature is fluid and cursive, with the first name "Bob" and last name "Foster" clearly distinguishable.

Mayor Bob Foster
City of Long Beach

CC: The Honorable Edward Vincent, State Senate, 25th District
The Honorable Alan Lowenthal, State Senate, 27th District
The Honorable Jenny Oropeza, State Senate, 28th District
The Honorable Betty Karnette, State Assembly, 54th District
Patrick H. West, City Manager



Date: April 30, 2008

To: State Legislation Committee Members

From: *PW* Patrick H. West, City Manager *SPW*

Subject: **Support for AB 2593 (As Amended on April 3, 2008)- Sex Offenders: Parole**

Attached for your information is a letter addressed to Assemblymember Adams in support of Assembly Bill 2593. AB 2593 will provide cities and counties across the State with the expanded legal authority to create ordinances that eliminate the clustering of registered sex offenders in sober living facilities.

For more information, please contact Tom Modica, Manager of Government Affairs, at 8-5091.

cc: Mayor and Members of the City Council
Bob Shannon, City Attorney
Suzanne Frick, Assistant City Manager
Reginald Harrison, Deputy City Manager
Tony Batts, Chief of Police
Dennis Thys, Director of Community Development
Tom Modica, Manager of Government Affairs
Jyl Marden, City Council Liaison
Mike Arnold and Associates

Attachment
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MAYOR BOB FOSTER

CITY OF LONG BEACH

April 25, 2008

The Honorable Anthony Adams
California State Assembly
State Capitol, Room 4015
Sacramento, CA 95814

**RE: Support for AB 2593 (As Amended on April 3, 2008) – Sex Offenders:
Parole**

Dear Assemblymember Adams:

On behalf of the City of Long Beach, I am writing to express our support for Assembly Bill (AB) 2593 – Sex Offenders: Parole. AB 2593 will further provide cities and counties with the ability to adopt local ordinances to include residential facilities that serve six or fewer persons, including sober living facilities, within the definition of “single family dwelling” for the purposes of restricting where registered sex offenders are able to reside.

As the fifth largest city in the State and the second largest city in Los Angeles County, the City of Long Beach has experienced first hand the negative impacts that poorly planned placement of registered sex offenders by state law enforcement agencies can have on a local community’s safety and quality of life. Earlier this year, nineteen registered sex offenders were found to be residing within the same multi-family dwelling occupied by young children and located within close proximity to a child daycare center and neighborhood park here in Long Beach.

Long Beach, like many other cities across California, suffers from an overconcentration of sober living facilities. As long as these facilities only serve six residents or less, they are not currently required to register for city business licenses, state licenses, or obtain conditional use permits. Under current state law, local governments lack the authority to monitor, regulate, and enforce residency requirements at these facilities.

The passage of AB 2593 will provide cities and counties across the State with the expanded legal authority to create ordinances that eliminate the clustering of registered sex offenders in sober living facilities and provide for the overall safety and well-being of the communities we serve.

Sincerely,

A handwritten signature in black ink, appearing to read "Bob Foster". The signature is fluid and cursive, with the first name "Bob" and last name "Foster" clearly distinguishable.

Mayor Bob Foster
City of Long Beach

CC: The Honorable Edward Vincent, State Senate, 25th District
The Honorable Alan Lowenthal, State Senate, 27th District
The Honorable Jenny Oropeza, State Senate, 28th District
The Honorable Mervyn Dymally, State Assembly, 52nd District
The Honorable Betty Karnette, State Assembly, 54th District
The Honorable Warren Furutani, State Assembly, 55th District
Patrick H. West, City Manager